

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TIMOTHY COOLEEN,
Plaintiff

Civil action No. 04-0063 ERIE

vs.

HON. Sean McLaughlin, USDJ
HON Susan Paradise Baxter , USMJ

JOHN LAMANNA , et al.,
Defendant

PLAINTIFFS MOTION FOR SUMMARY JUDGMENT PURSUANT TO
RULE 56 (a) FRCP

AND NOW COMES Plaintiff, pro-se , Timothy Cooleen and pursuant to Rule 56(a)
FRCP respectfully moves this Honorable Court for an Order of Summary Judgment in
favor of the Plaintiff.

A Memorandum of Law in support of this motion and supporting affidavit are being
Filed simultaneously herewith and the contents therein , along with previously filed
"Cooleen's Declaration", are incorporated by reference.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court enter an
Order Granting Summary Judgment in favor of the Plaintiff and granting any such other
And further relief as this Court deems just and proper.

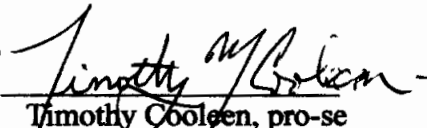
Dated : 5-13-08

Respectfully submitted ,

FILED

MAY 16 2008

CLERK U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIA


Timothy Cooleen, pro-se
8777 Chautauqua Road
Fredonia , New York
14063

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TIMOTHY COOLEEN,
Plaintiff

Civil action No. 04-0063 ERIE

vs.

HON. Sean McLaughlin, USDJ
HON Susan Paradise Baxter , USMJ

JOHN LAMANNA , et al.,
Defendant

ORDER

AND NOW, to wit, this _____ day of _____ 2008,

Upon consideration of Plaintiff's Motion for Summary Judgment heretofore filed

By Plaintiff,

IT IS HEREBY ODERED that said Motion is **GRANTED**.

IT IS FURTHER ODERED, that

UNITED STATES MAGISTRATE JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TIMOTHY COOLEEN,
Plaintiff
vs.

Civil action No. 04-0063 ERIE

HON. Sean McLaughlin, USDJ
HON Susan Paradise Baxter , USMJ

JOHN LAMANNA , et al.,
Defendants

AFFIDAVIT IN SUPPORT OF PLAINTIFF'S
MOTION FOR SUMMARY JUDGMENT

State of New York)
County of Chautauqua)

SS:

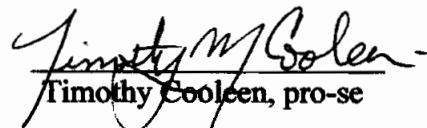
COMES NOW, Timothy Cooleen, hereinafter " Plaintiff" in the
above captioned matter and makes the following statements of fact:

1. I am the pro-se Plaintiff in the above entitled matter and make this affidavit in support
of my motion to grant Summary Judgment in favor of Plaintiff according to Rule 56(a)
of the Fed. R. Civ. P.

2. Plaintiff sets forth all statements within the body of the Memorandum of Law are
incorporated as if quoted herein and are certified as true, correct and in support of
Plaintiff's belief that he is entitled to a grant of Summary Judgment as a matter of Law.

Pursuant to Title 28 USC sec. 1746, I Timothy Cooleen, under penalty of perjury, declare
That the foregoing is true, correct and not intended to mislead.

Dated: 5-13-08


Timothy Cooleen, pro-se

Clerk of the Court
United States District Court
WDPA Erie
PO Box 1820
Erie PA 16507

Timothy Cooleen
8777 Chautauqua Road
Fredonia, New York
14063

May 13th 2008

Re: Cooleen vs. LaManna Civil Action No. 04-0063 ERIE

Dear Clerk,

Please find enclosed one (1) signed original and two (2) copies of Plaintiff's
Motion for Summary Judgment Pursuant to rule 56(a) FRCP as well as the attached
accompanying Order, Affidavit, Memorandum of Law and Certificate of Service for
the above referenced Case.

If you need anything else, please do not hesitate to ask.

Sincerely,


Timothy Cooleen, pro-se

RECEIVED

MAY 16 2008

CLERK U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIA